



Docket No.: 1793.1066

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Seung-Chul Park

Serial No. 10/766,946

Group Art Unit: 2627

Confirmation No. 2489

Filed: January 20, 2004

Examiner: SLAVITT, MITCHELL R.

For: METHOD AND APPARATUS FOR CONTROLLING TRACK SEEK SERVO OF DISK
DRIVE

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

A Statement of Reasons for Allowance was forwarded in the Notice of Allowability mailed May 26, 2006.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

The Examiner characterizes certain features of various claims. By way of example, the Examiner states that the references of the record either taken alone or in combination fail to teach or suggest that "a process a controller controlling the actuator to move the transducer from a space over a present track of the plurality of tracks to a space over a target track of the plurality of tracks using an asymmetrical sine wave acceleration trajectory." These features are not recited in allowed independent claim 16.

The foregoing is merely meant to be exemplary, and does not point out all of the discrepancies between the Examiner's Statement of Reasons for Allowance and the claimed features of the currently pending claims.

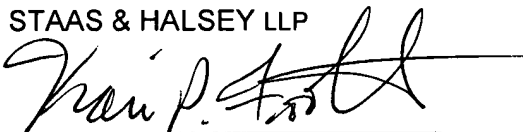
It is further submitted that the claims speak for themselves and should not be interpreted based on the Examiner's characterizations of same. It is also submitted that the claims provide their own best evidence as to the reasons for allowance.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

Respectfully submitted,

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By:



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Date: 11/22/06

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